

Docket No.: 2138-00067-US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
John A. Montgomery, et al.

Application No.: 09/889,287

Group Art Unit: 1623

Filed: July 16, 2001

Examiner: Khare, Devesh

For: METHODS FOR SYNTHESIZING 2-  
CHLORO-9-(2-DEOXY-2-FLUORO- $\beta$ -D-  
ARABINOFRANOSYL)-9H-PURIN-6-  
AMINE

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
Washington, DC 20231

Dear Sir:

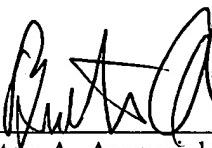
Applicant hereby elects the invention identified by the Examiner as Group I and drawn to methods of synthesizing 2-chloro-9-(2-deoxy-2-fluoro- $\beta$ -D-arabinofuranosyl)-9H-purin-6-amine. Claims 1-42 are directed to the elected invention. Claims 42<sup>3</sup> to 48 are drawn to a non-elected invention identified by the Examiner as Group II. The Examiner is hereby granted authority to cancel claims 42-48 upon the allowance of the claims directed to the elected invention.

In view of the above, it is respectfully requested that the Examiner allow the application. In the event the Examiner believes that an interview might advance the prosecution of this application, the undersigned is available at the telephone number noted below.

The Director is hereby authorized to charge any insufficient fees, including any fees required under 37 CFR §§ 1.16 or 1.17, or credit any overpayment to Deposit Account No. 22-0185. A duplicate copy of this authorization is also attached.

Dated: April 4, 2003

Respectfully submitted,

By   
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